

**IN THE UNITED STATES BANKRUPTCY COURT
FOR THE MIDDLE DISTRICT OF TENNESSEE**

IN RE:

)	
)	
)	CASE NO.
)	CHAPTER
Debtor(s).)	JUDGE
)	

MOTION TO WITHDRAW UNCLAIMED FUNDS

[Name of applicant] moves for an order directing the Clerk to remit to the applicant the sum of [\$], which was deposited into the Treasury of the United States as unclaimed funds for [name of individual or entity for whom funds are on deposit] ("Claimant").

Applicant certifies, under penalty of perjury, that:

- (1) Applicant has conducted a reasonable investigation.
- (2) The money on deposit with the Treasury of the United States is owed to the Claimant.
- (3) The funds sought have not been paid to the Claimant or to any agent on the Claimant's behalf.
- (4) Applicant is the Claimant; or Applicant has authority to collect the funds on behalf of the Claimant as evidenced by the attached Power of Attorney or other proof that Applicant is an authorized representative for the Claimant.
- (5) No other motion is pending for recovery of the same unclaimed funds.
- (6) Applicant has complied fully with the requirements of 28 U.S.C. § 2042.

Dated:

[Applicant]
[Address]
[Phone number]

[Attorney for Applicant]
[Address]
[Phone number]

CERTIFICATE OF SERVICE

I hereby certify that on the _____ day of _____, _____, I mailed a copy of the foregoing to the U.S. Attorney, 110 Ninth Avenue, South, Suite A-961, Nashville, Tennessee 37203-3870, the U.S. Trustee, 701 Broadway, Customs House Suite 318, Nashville, Tennessee 37203, [name of debtor(s)], [address], [name of debtor's attorney], [address], [name of trustee], [address], and [name of Claimant], [address].

Attachments:

- (1) **Power of Attorney** or other proof if Claimant is represented by an agent or attorney.
- (2) **Proof of Identity and AO Form 213 Form (Vendor Information/TIN Certification).**

Business/Corporate Claimant: If the Claimant is a corporation, partnership or other business entity, the AO 213 Form must provide the name and title of the corporate officer, general partner or business representative along with the address, telephone number, email address and taxpayer identification number.

Individual Claimant: If the Claimant is an individual, the AO 213 Form must provide the name of the claimant, address, telephone number, email address and taxpayer identification number (social security number).

The AO 213 Form must contain an actual signature. Digital signatures or electronic signatures are not allowed. Claimants who do not complete the Financial Information section of the form will receive their payments by check.

- (3) **Proof that the funds are owed to the Claimant:** Any supporting documentation that proves the claimant is entitled to the funds requested. This can be in the form of a copy of the proof of claim, the trustee's report of unclaimed funds, or the order of distribution.
- (4) **Notice of Motion** pursuant to LBR 9013-1 (Appendix C).
- (5) **Notarized signature of the claimant.** A certificate of a notary public attached to the Motion to Withdraw Unclaimed Funds which bears the seal of the notary who has examined the documents presented, which establish the claimant's identity.